

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Newton et al.

Application No.: 10/687,515

Filed: October 16, 2003

For: Positive Push Medical Valve With Internal Seal

Group No.: 3763

Examiner: Melissa McCorkle

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

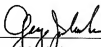
Alexandria, VA 22313-1450

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
WITHIN THREE MONTHS OF FILING OR
BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. § 1.97(b))**

**IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. § 1.97(b).

DATE: January 4, 2007



George J. Jacobsche
BROMBERG & SUNSTEIN LLP
Customer Number 02101
125 Summer Street
Boston, MA 02110-1618
US

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

List of Sections Forming Part of This Supplemental Information Disclosure Statement

The following sections are being submitted for this Supplemental Information Disclosure Statement:

(check sections forming a part of this statement: discard unused sections and number pages consecutively)

1. ☒ Preliminary Statements
2. ☒ Forms PTO/SB/08A and 08B (substitute for Form PTO-1449)
3. ☐ Statement as to Information Not Found in Patents or Publications
4. ☐ Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies Are Submitted or Need Be Submitted
5. ☐ Cumulative Patents or Publications
6. ☒ Copies of Listed Information Items Accompanying This Statement
7. ☐ Concise Explanation of Non-English Language Listed Information Items
 - 7A. ☐ EPO Search Report
 - 7B. ☐ English Language Version of EPO Search Report
8. ☐ Translation(s) of Non-English Language Documents
9. ☐ Concise Explanation of English Language Listed Information Items (Optional)
10. ☒ Identification of Person(s) Making This Supplemental Information Disclosure Statement

(complete the following, if appropriate)

Sections _____, respectively, have been continued on ADDED PAGE(S).

NOTE: "Once the minimum requirements are met, the examiner has an obligation to consider the information." Notice of April 20, 1992 (1138 O.G. 37-41, 37).

Section 1. Preliminary Statements

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this Supplemental Information Disclosure Statement shall not be construed as a representation that a search has been made (37 C.F.R. section 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this Supplemental Information Disclosure Statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

SECTION 2. FORMS PTO/SB/08A and 08B (formerly Form PTO-1449)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Newton et al. Attorney Docket: 1600/162
Serial No: 10/687,515 Art Group Unit: 3763
Date Filed: October 16, 2003 Examiner Name: Melissa McCorkle
Invention: POSITIVE PUSH MEDICAL VALVE WITH INTERNAL SEAL

**LIST OF PATENTS AND PUBLICATIONS FOR
APPLICANT'S SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

U.S. PATENT DOCUMENTS					
Examiner Initials	Reference Number	Document Number	Issue Date	Inventor	Class/Subclass
	GE	6,669,673	Dec. 30, 2003	Lopez	604/249
	GF	6,228,069	May 08, 2001	Barth, et al.	604,249
	GG	6,079,432	Jun. 27, 2000	Paradis	137/1
	GH	6,063,062	May 16, 2000	Paradis	604/249
	GI	5,730,418	Mar. 24, 1998	Feith, et al.	251/149.6
	GJ	5,065,783	Nov. 19, 1991	Ogle, II	137/68.1
	GK	4,387,879	Jun. 14, 1983	Tauschinski	251/149.1
	GL	4,080,965	Mar. 28, 1978	Phillips	128/214 D
	GM	3,838,843	Oct. 1, 1974	Bernhard	251/149.1

U.S. PATENT PUBLICATION DOCUMENTS					
Examiner Initials	Reference Number	Document Number	Publication Date	Inventor	Class/Subclass
	GN	2003/0093061	May 15, 2003	Ganem	604/533
	GO	2003/0050610	Mar. 13, 2003	Newton et al.	604/256
	GP	2004/0073171	Apr. 15, 2004	Rogers, et al.	604/164.13

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Reference Number	Country Code	Document Number	Publication Date	Patentee or Applicant	Class/Subclass
	GQ	WO	03/018104 A2	March 6, 2003	Nypro, Inc.	A61M 39/00
	GR	WO	03/018105 A1	March 6, 2003	Occupational & Medical Innovations LTD	A61M 39/24
	GS	WO	2004/060466	July 22, 2004	Alaris Medical Systems, Inc.	A61M 25/06

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FOREIGN PATENT DOCUMENTS						
Examiner Initials	Reference Number	Country Code	Document Number	Publication Date	Patentee or Applicant	Class/Subclass
	GT	EP	EP 1243285	Sep. 25, 2002	Terumo Kabushika Kaisha	A61M 39/02

Examiner Signature: _____

Date Considered: _____

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation *if not* in conformance and not considered. Include copy of this form with next communication to applicant.

Section 6. Copies of Listed Information Items Accompanying This Statement

NOTE: 37 C.F.R. section 1.98(a)(2) requires that any information disclosure statement filed under section 1.97 shall include: "A legible copy of: (i) Each U.S. and foreign patent; (ii) Each publication or that portion which caused it to be listed; and (iii) All other information or that portion which caused it to be listed, except that no copy of a U.S. patent application need be included . . ."

NOTE: The wording in section 1.98(a)(2)(iii) makes it clear that the requirement to submit a copy of each item of information listed in an information disclosure statement does not apply to the citation of a U.S. patent application. Notice of January 9, 1992, 1135 O.G. 13-25, at 14.

Legible copies of all items listed in Forms PTO/SB/08A and 08B (substitute for Form PTO-1449) accompany this information statement.

(complete the following, if applicable)

☒ Exception(s) to above:

U.S. patent citations are not included pursuant to the United State Patent and Trademarks Office's September 21, 2004 waiver of the copy requirement in 37 CFR 1.98 for cited pending U.S. patent citations when the patent citations are available in the USPTO's IFW system.

☐ Items in prior application, from which an earlier filing date is claimed for this application, as identified in Section 4.

☐ Cumulative patents or publications identified in Section 5.

Section 10. Identification of Person(s) Making This Supplemental Information Disclosure Statement

The person making this certification is

(check each applicable item)

- (a) ☐ the inventor(s) who signs below

SIGNATURE OF INVENTOR

(type name of inventor who is signing)

- (b) ☐ an individual associated with the filing and prosecution of this application (37 C.F.R. section 1.56(c))

SIGNATURE OF INVENTOR

(type name of inventor who is signing)

- (c) ☒ the practitioner who signs below on the basis of the information:

(check each applicable item)

☐ supplied by the inventor(s).

☐ supplied by an individual associated with the filing and prosecution of this application. (37 C.F.R. section 1.56(c)).

☒ in the practitioner's file.

Reg. No.: 39,236

Tel. No.: (617) 443-9292

Customer No.: 002101

01600/00162 553743.1



SIGNATURE OF PRACTITIONER

George J. Jakobsche

(type or print name of practitioner)

125 Summer Street, 11th Floor

P.O. Address

Boston, MA 02110-1618